IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.5707 OF 2005

Shri Dhananjay @ Pappu Ramrao
Patade & Ors. ...Petitioners

Versus

State of Maharashtra & Anr. ...Respondents

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Mr.J.M.Puranik for Petitioners.

Ms.M.H.Mhatre, A.P.P. for Respondent No.1.

Mr.R.D.Oak for Respondent No.2.

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CORAM: A.M.KHANWILKAR, J.

DECEMBER 12, 2005.

P.C.

1. Heard Counsel for the parties.

2. Rule. Rule made returnable forthwith, by consent. Ms.Mhatre, A.P.P. waives notice for Respondent No.1. Mr.Oak waives notice for Respondent No.2.

3. As short question is involved, Petition is

taken up for final disposal forthwith, by consent.

4. By this Petition, Petitioners, who are named as accused in criminal case No.86 of 2004, pray that the criminal action initiated at the instance of Respondent No.2 on recording of F.I.R. No.I-64 of 2004, pending in the Court of Judicial Magistrate, First Class, Dindori, Taluka Igatpuri, District Nasik, be quashed and set-aside. Several grounds have been raised in the Petition for quashing. Across the bar, Counsel for the Respondent No.2 submits that the parties have amicably resolved all their differences. By composite arrangement, it has been now resolved that the Respondent No.2 is no more interested in pursuing the criminal action against the Petitioners. The Respondent No.2 is present in Court. She has accepted this position. On being enquired, she states that she is not interested in pursuing the allegations and also confirms that she has received the amount as was agreed between the parties, which was her claim against the Petitioners.

5. Accordingly, no fruitful purpose will be served by continuing the criminal action against the Petitioners. To bring quietus to all the disputes pending between the parties as they have entered into settlement recorded in writing dated 9th December 2005, Petition deserves to be allowed in the interest of justice in terms of prayer clause (a). Ordered accordingly.

A.M.KHANWILKAR, J.